

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

CHAPTER 7
Case No.

In re:

Kim M. Kelley
Debtor

94-20844KD

Kim M. Kelley
Plaintiff

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA
AUG 26 1994

BARBARA A. EVERLY, CLERK

v.

Iowa College Student
Aid Commission
Defendant

Adversary Proceeding No.
94-2058KD

JUDGMENT

This proceeding having come on for trial or hearing before the court, the Honorable Paul J. Kilburg, United States Bankruptcy Judge, presiding, and the issues having been duly tried or heard and a decision having been rendered,

IT IS ORDERED AND ADJUDGED: that judgment in favor of defendant Iowa College Student Aid Commission is entered against plaintiff Kim M. Kelley in the negotiated sum of \$9,540.14 with interest at 0 percent per annum, except as provided hereinbelow. No execution shall issue upon this judgment during the period which the plaintiff faithfully pays directly to the Iowa College Student Aid Commission the sum of \$79.50 per month, commencing on the fifteenth day of the next full month following date of entry of this judgment (10 day grace period), and continuing thereafter on the fifteenth day of each month until the entire principal has been paid in full. Any amount left due and owing after 120 monthly payments have fallen due hereunder shall accrue simple interest at the rate of 8% per annum. Proof of default by plaintiff shall be made by the filing of an affidavit by the defendant herein as to the defaults of the plaintiff, and upon filing of such an affidavit, execution may issue at any time, without further notice, upon the request of the defendant.



[Seal of the U.S. Bankruptcy Court]
Date of Issuance: August 26, 1994

BARBARA A. EVERLY
Clerk of Bankruptcy Court

By: *Micah A. Golay*
Deputy Clerk

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NORTHERN DISTRICT OF IOWA

AUG 26 1994

BARBARA A. EVERLY, CLERK

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA

IN RE:	*
KIM M. KELLEY,	* Bankruptcy No. 94-20844KD
Debtor.	*
	*
	*
	*
	*
KIM M. KELLEY,	*
Plaintiff,	*
vs.	* Adversary No. 94-2058KD
	*
	*
IOWA COLLEGE STUDENT	* ORDER ALLOWING DISMISSAL
AID COMMISSION,	* OF COMPLAINT AND GRANTING
Defendant.	* COUNTERCLAIM JUDGMENT
	*
	*

This matter came on for pretrial conference on July 21, 1994. Appearing on behalf of plaintiff Kim M. Kelley was attorney Charles H. Jacobs. Appearing on behalf of defendant Iowa College Student Aid Commission and as substitute for counsel of record, James S. Wisby, was Pamela Griebel, Assistant Attorney General.

Counsel for plaintiff, after conferring with counsel for defendant Iowa College Student Aid Commission, now requests permission to dismiss plaintiff's Complaint. Counsel for defendant Iowa College Student Aid Commission has no objection to the dismissal.

IT IS THEREFORE ORDERED that the Complaint herein of plaintiff Kim M. Kelley is dismissed.

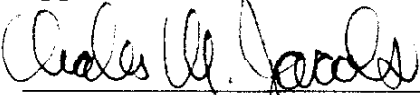
IT IS FURTHER ORDERED that judgment in favor of defendant Iowa College Student Aid Commission be entered against plaintiff Kim M. Kelley in the negotiated sum of \$9,540.14, with interest at 0 percent per annum, except as provided hereinbelow. No execution shall issue upon this judgment during the period which the plaintiff faithfully pays directly to the Iowa College Student Aid Commission the sum of \$79.50 per month, commencing on the fifteenth day of the next full month following date of entry of this judgment (10 day grace period), and continuing thereafter on the fifteenth day of each month until the entire principal balance has been paid in full. Any amount left due and owing after 120 monthly payments have fallen due hereunder shall accrue simple interest at the rate of 8% per annum. Proof of default by the plaintiff shall be made by the filing of an affidavit by the defendant herein as to the defaults of the plaintiff, specifying them, and upon the filing of such an affidavit of default, execution may issue at any time, without further notice, upon the request of the defendant.

ORDERED: This 26 day of August, 1994.



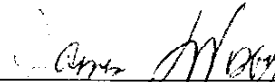
PAUL J. KILBURG, Bankruptcy Judge

Approved as to form and content:



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Notice sent to: *judgment*

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